

## Message Text

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ORIGIN SS-25

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DRAFTED BY EUR/CE:DANDERSON:EM  
APPROVED BY D - WCHRISTOPHER  
EUR --JGLOWENSTEIN  
EUR:RDVINE  
T:MR. NYE  
S/P - MR. KALICKI  
S/S:MR. BRIDGES  
-----080139Z 113015 /72

O 080102Z APR 77  
FM SECSTATE WASHDC  
TO AMEMBASSY BONN IMMEDIATE  
AMEMBASSY BRASILIA IMMEDIATE  
USMISSION USBERLIN IMMEDIATE  
INFO AMEMBASSY LONDON IMMEDIATE  
AMEMBASSY PARIS IMMEDIATE  
AMEMBASSY THE HAGUE IMMEDIATE  
USMISSION EC BRUSSELS IMMEDIATE

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EXDIS. USBERLIN FOR AMBASSADOR STOESSEL

E.O. 11652: GDS

TAGS: PFORM, PARM, GW, BR

SUBJECT: NUCLEAR AGREEMENT: FRG PRESS GUIDELINES

1. THE FRG EMBASSY PASSED TO THE DEPARTMENT LATE ON APRIL SIXTH THE FOLLOWING PROPOSED PRESS GUIDELINES FOR HANDLING QUERIES CONCERNING THE ISSUANCE ON APRIL 8 OF THE EXPORT LICENSES TO BRAZIL. (FYI: THE GERMAN EMBASSY WAS NOT CERTAIN WHETHER THERE WOULD IN FACT BE AN ANNOUNCEMENT ON THE SECRET

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GERMAN SIDE, AS IN THE FIRST PARAGRAPH OF THE FOLLOWING TEXT, OR WHETHER THE GERMANS WOULD USE ONLY THE GUIDANCE IN THE FOLLOWING PARAGRAPHS IN RESPONSE TO QUESTIONS. END FYI)

2. BEGIN TEXT: THE APPLICATIONS FOR EXPORT LICENSES FOR THE DELIVERY OF BLUEPRINTS OF A PILOT REPROCESSING INSTALLATION AND A DEMONSTRATION ENRICHMENT PLANT TO BRAZIL HAVE BEEN APPROVED AFTER PREVIOUS INFORMATION OF THE US GOVERNMENT ON APRIL 5TH, 1977, IN COMPLIANCE WITH THE

OBLIGATIONS ENTERED BY THE FEDERAL GOVERNMENT IN THE TREATY WITH THE BRAZILIAN GOVERNMENT ON COOPERATION IN THE FIELD OF PEACEFUL USE OF NUCLEAR ENERGY OF JUNE 27TH, 1975.

THROUGH THE TRILATERAL AGREEMENT BETWEEN THE FRG, BRAZIL AND THE IAEA THE BLUEPRINTS WILL BE TOTALLY COVERED BY THE SAFEGUARDS OF THE IAEA. THIS AGREEMENT WAS APPROVED BY THE COUNCIL OF GOVERNORS OF THE IAEA ON THE 24TH FEBRUARY 1976 AND SIGNED BY THE FRG, BRAZIL, AND THE IAEA ON FEBRUARY 26TH, 1976.

"PRESS GUIDANCE

A. THE FEDERAL GOVERNMENT HAS CONDUCTED INTENSIVE CONSULTATIONS WITH THE PREVIOUS US GOVERNMENT AS WELL AS WITH THE PRESENT ONE ON THE REALIZATION OF AN EFFECTIVE NON-PROLIFERATION POLICY. THE GERMAN AND US GOVERNMENTS ARE IN FULL AGREEMENT AS TO THE GOAL OF AN EFFECTIVE NON-PROLIFERATION POLICY. THIS AGREEMENT WAS LAST CONFIRMED IN THE TALKS BETWEEN THE FEDERAL CHANCELLOR, THE FEDERAL FOREIGN MINISTER AND SECRETARY OF STATE VANCE ON MARCH 31ST, 1977 IN BONN.

B. THE APPLICATIONS FOR EXPORT LICENSES FOR THE DELIVERY OF BLUEPRINTS FOR A PILOT REPROCESSING INSTALLATION AND A DEMONSTRATION ENRICHMENT PLANT TO BRAZIL HAVE BEEN  
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APPROVED ON APRIL 5TH, 1977 IN COMPLIANCE WITH THE OBLIGATIONS ENTERED INTO BY THE FEDERAL GOVERNMENT IN THE TREATY WITH THE BRAZILIAN GOVERNMENT ON COOPERATION IN THE FIELD OF PEACEFUL USE OF NUCLEAR ENERGY OF JUNE 27TH, 1975. THE BILATERAL TREATY BETWEEN THE FRG AND BRAZIL AS WELL AS THE TRILATERAL SAFEGUARDS AGREEMENT CONCLUDED BETWEEN THE FRG, THE IAEA AND BRAZIL ARE IN FULL ACCORDANCE WITH THE NPT AND CORRESPOND ALSO WITH THE LONDON GUIDELINES ON NUCLEAR EXPORTS PUT INTO FORCE BY THE FEDERAL GOVERNMENT ON JANUARY 17TH, 1976. ALL COUNTRIES REPRESENTED IN THE COUNCIL OF GOVERNORS OF THE IAEA -- THIS MEANS ALSO THE USA AND THE SOVIET UNION -- HAVE GIVEN THEIR CONSENT TO THE TRILATERAL SAFEGUARDS AGREEMENT PASSED BY THE COUNCIL OF GOVERNORS ON FEBRUARY 24TH, 1976.

C. THE FEDERAL GOVERNMENT HAD AN EXCHANGE OF VIEWS WITH THE US GOVERNMENT ON THE FURTHER DEVELOPMENT OF THE NON-PROLIFERATION POLICY AND THE GLOBAL ASPECTS OF THE TREATY WITH BRAZIL. IN THIS CONTEXT THE FEDERAL GOVERNMENT HAS UNDERLINED THE GREAT IMPORTANCE TO FULFILL ITS TREATY OBLIGATIONS. AT THE SAME TIME THE FEDERAL GOVERNMENT HAS EXPLAINED IN DETAIL THAT THE APPROVAL OF THE APPLICATIONS FOR THE DELIVERY OF BLUEPRINTS DO NOT PRE-

JUDICE IN A NEGATIVE WAY THE INTERNATIONAL ENDEAVORS TO CONDUCT AND DEVELOP AN EFFECTIVE NON-PROLIFERATION POLICY. THE AIM OF THESE INTERNATIONAL ENDEAVORS SHOULD BE TO ESTABLISH AGREEMENT BETWEEN THE GREATEST POSSIBLE NUMBER OF STATES ON HOW THE NON-PROLIFERATION POLICY IN THE FIELD OF THE PEACEFUL USE OF NUCLEAR ENERGY CAN BE ASSURED IN A NON-DISCRIMINATORY WAY AND IN ACCORDANCE WITH THE GUARANTEE GIVEN IN ARTICLE 4 OF THE NPT.

D. ONLY IF ASKED: QUESTION: WILL THE ISSUANCE OF LICENSES FOR THE DELIVERY OF BLUEPRINTS FOR A PILOT RE-  
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PROCESSING INSTALLATION AND A DEMONSTRATION ENRICHMENT PLANT IMPAIR THE GERMAN-AMERICAN RELATIONS?

ANSWER: THE RELATIONS BETWEEN THE FRG AND THE USA ARE GOOD AND CAN BE RELIED UPON. BOTH GOVERNMENTS ARE IN FULL AGREEMENT AS TO THE NECESSITY TO DEVELOP FURTHER AN EFFECTIVE WORLDWIDE NONPROLIFERATION POLICY. THE US GOVERNMENT REALIZES THAT THE FEDERAL GOVERNMENT FULFILLS ITS TREATY OBLIGATIONS TOWARDS BRAZIL BY ISSUING THE LICENSES. THE FEDERAL GOVERNMENT AND THE US GOVERNMENT ARE IN THE BILATERAL, DEFENSE, WORLD AND ECONOMIC FIELDS IN AGREEMENT TO SUCH AN EXTENT THAT DIVERGENT OPINIONS ABOUT ONE PROBLEM CANNOT IMPAIR THIS AGREEMENT.

QUESTION: HAS THE US GOVERNMENT BEEN SURPRISED BY THE DECISION OF THE FEDERAL GOVERNMENT OR WAS IT PREVIOUSLY INFORMED?

ANSWER: THE US GOVERNMENT WAS PREVIOUSLY INFORMED. IT CORRESPONDS TO WELL ESTABLISHED PROCEDURES IN THE GERMAN-AMERICAN RELATIONS TO THOROUGHLY DISCUSS QUESTIONS OF MUTUAL INTEREST. THIS HAS ALSO BEEN DONE IN THE CASE IN QUESTION. THE FEDERAL CHANCELLOR HAD BEEN IN TOUCH WITH THE PRESIDENT OF THE UNITED STATES IN THIS MATTER. THE FEDERAL FOREIGN MINISTER HAS ON THE OCCASION OF HIS VISIT IN WASHINGTON ON MARCH 13TH AND 14TH DISCUSSED THIS MATTER WITH PRESIDENT CARTER AND HIS AMERICAN COLLEAGUE. ON THE OCCASION OF THE VISIT OF SECRETARY OF STATE VANCE ON MARCH 31ST, 1977, IN BONN THE FEDERAL CHANCELLOR AND THE FEDERAL FOREIGN MINISTER TOOK THE OPPORTUNITY TO EXPLAIN TO THE AMERICAN SIDE THE IMPORTANCE OF HONORING OUR TREATY WITH BRAZIL. AT THE SAME TIME TALKS BETWEEN STATE SECRETARY HERMES WITH THE AMERICAN SIDE TOOK PLACE.

QUESTION: WOULD THE US GOVERNMENT NOT HAVE WELCOMED IT IF THE FEDERAL GOVERNMENT COULD HAVE AGREED TO POSTPONE ITS  
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DECISION?

ANSWER: THIS QUESTION AS WELL AS ITS ANSWER MUST BE VIEWED IN THE GREATER FRAMEWORK OF THE FURTHER DEVELOPMENT OF AN EFFECTIVE NON-PROLIFERATION POLICY. WE BELIEVE THAT TO ISSUE THE LICENSES DOES NOT IN ANY WAY PREJUDICE THE MUTUAL EFFORT TO INCLUDE AS MANY COUNTRIES AS POSSIBLE INTO AN INTERNATIONAL FRAMEWORK OF CONSULTATIONS WITH THE AIM TO EXAMINE THE QUESTIONS CONNECTED WITH THE PEACEFUL USE OF NUCLEAR ENERGY. WE ARE, ON THE CONTRARY, OF THE OPINION THAT OUR HONORING THE TREATY CAN ONLY HAVE A POSITIVE EFFECT ON THESE EFFORTS. THE FURTHER DEVELOPMENT OF THE NON-PROLIFERATION POLICY AND THE FULL APPLICATION OF THE NPT CAN ONLY BE BASED ON THE TRUST IN THE DURABILITY OF OBLIGATIONS ALREADY ENTERED INTO AND BE ENTERED INTO AND IN THE CREDIBILITY OF THE PARTNERS. END TEXT.

3. DEPUTY SECRETARY CHRISTOPHER CALLED VON STADEN TO THE DEPARTMENT AT TWO PM APRIL 7 TO MAKE THE FOLLOWING PROPOSALS FOR AMENDMENTS TO THE FRG GUIDELINES:

A. RE ANNOUNCEMENT PRECEDING THE GUIDELINES, CHRISTOPHER PROPOSED THE ADDITION OF THE FOLLOWING SENTENCE AT THE END OF THE PARAGRAPH. BEGIN TEXT: AS WAS STATED BY THE FEDERAL GOVERNMENT ON APRIL 7, WE BELIEVE THAT COUNTRIES SHOULD BECOME INVOLVED "IN AN INTERNATIONAL CONSULTATION PROCESS IN ORDER TO EXPLORE MORE FULLY THE QUESTION OF AN EFFECTIVE NON-PROLIFERATION POLICY ." END TEXT

B. IN PARA THREE OF THE FRG PROPOSED PRESS GUIDANCE CHRISTOPHER PROPOSED DROPPING THE PART OF THE SENTENCE BEGINNING BEGIN QUOTE "DO NOT PREJUDICE . . . TO AN EFFECTIVE NON-PROLIFERATION POLICY END QUOTE. IN ITS PLACE, HE PROPOSED; BEGIN QUOTE. . . DOES NOT REPRESENT AN IRREVERSIBLE STEP IN TERMS OF THEIR MUTUAL DISCUSSIONS  
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ON THE GLOBAL ASPECTS OF THE TREATY WITH BRAZIL. IN FACT, THE TECHNOLOGY CONTAINED IN THESE MATERIALS IS, IN THE CASE OF REPROCESSING, READILY AVAILABLE ON THE WORLD MARKET AND, IN THE CASE OF ENRICHMENT, DOES NOT GO BEYOND WHAT HAS PREVIOUSLY BEEN PUBLISHED. END QUOTE

4. VON STADEN EXPRESSED SOME DOUBTS AS TO WHETHER THE SECOND OF CHRISTOPHER'S PROPOSALS WOULD BE REGARDED AS USEFUL IN BONN. VON STADEN SAID THAT HE WONDERED WHETHER A FORMULATION OF THIS SORT BEING USED IN PUBLIC MIGHT NOT CREATE PROBLEMS AND WHETHER IT WOULD SERVE THE COMMON PURPOSE OF SATISFYING PARLIAMENTARY AND PUBLIC

OPINION. CHRISTOPHER RESPONDED THAT IT SEEMED TO HIM THAT THE LANGUAGE HE HAD PROPOSED, WHICH REFLECTED THE WORDING OF THE FRG "NON-PAPER" OF MARCH 30 AS WELL AS HERMES' OWN ASSURANCES TO AMBASSADOR STOESEL, WOULD MAKE THE TRANSFER OF THE LICENSES SEEM LESS FOREBODING. CHRISTOPHER ADDED THAT IF THE FRG CONSIDERED THE SENTENCE IN HIS PROPOSAL WHICH INCLUDED REFERENCE TO THE TECHNOLOGY BEING READILY AVAILABLE ON THE WORLD MARKET TO BE A PROBLEM, THEN HE HOPED THAT THE GERMAN SIDE WOULD TRY TO FIND OTHER WORDING TO REFLECT THAT POINT.

5. VON STADEN UNDERTOOK TO PASS ALONG THE PROPOSALS AND BE BACK IN TOUCH AS SOON AS HE HAD A RESPONSE.

6. VON STADEN SAID THAT THE GERMANS WOULD BE SPEAKING TO THE BRAZILIANS ABOUT THE ISSUANCE OF LICENSES ON APRIL 8, ALONG WITH THE PROPOSED PRESS GUIDELINES. HE SAID THE FRG EFFORT WOULD BE TO CONVINCE THE BRAZILIANS TO PLAY THE MATTER IN AS LOW A KEY AS POSSIBLE. CHRISTOPHER EXPRESSED SOME SCEPTICISM AS TO THE OUTCOME OF THIS EFFORT.

7. THE DEPUTY SECRETARY SAID THAT WE WOULD BE INTERESTED  
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IN RECEIVING THE FRG REACTION TO HIS PROPOSALS AS SOON AS POSSIBLE SO THAT WE WOULD BE IN A POSITION TO BRIEF OUR PRESS SPOKESMAN FOR THE NOON PRESS CONFERENCE ON APRIL 8.

VANCE

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<< END OF DOCUMENT >>

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